

BOARD OF SELECTMEN

Minutes of the Meeting of 14 March 2007 at 6:00 PM. The meeting took place in the Court Room, Town and County Building, Nantucket, MA 02554. Members of the Board present were Douglas Bennett, Brian Chadwick, Michael Kopko, Catherine Flanagan Stover and Whiting Willauer. Chairman Willauer called the meeting to order at 6:00 PM.

Announcements. Ms. Stover noted the deadline for voter registration for the upcoming Annual Town Meeting/Election.

Public Comment. David Gray commented on trash he has noticed on Orange Street properties.

Approval of Payroll Warrant for Week Ending March 18, 2007. The Board approved the payroll warrant by unanimous consent.

Approval of Treasury Warrant and Pending Contracts for Week Ending 14 March 2007. Chairman Willauer advised of one additional item for pending contracts: Applied Technology Management as consultants to be engaged on the Town's behalf to review the Sconset Beach Preservation Fund's proposed beach erosion control project with payment to be made by SBPF. The Board approved the treasury warrant and pending contracts by unanimous consent.

Citizen/Departmental Requests

1. Nantucket Regional Transit Authority: Request for Additional Designated Shuttle Bus Parking on Washington Street at Main Street (tabled from March 7, 2007). NRTA Administrator Paula Leary reviewed the request for a shuttle parking space on Washington Street next to the Ralph Lauren building. Ms. Stover moved to approve the request. Mr. Chadwick seconded. So voted unanimously.

2. Sconset Beach Preservation Fund: Request for Execution of Notice of Intent to Conservation Commission for Proposed Beach Nourishment Project. SBPF Executive Director Cheryl Bartlett reviewed the project and Notice of Intent request. Chairman Willauer reviewed the process, noting a March 13, 2007 meeting of the Board and the Land Bank. Discussion followed on the scope of consulting work to occur and the range of permits required for the project in addition to the one from the Conservation Commission. Mr. Bennett moved to sign the NOI contingent upon an agreement as drafted by Town Counsel between SBPF and the Town of Nantucket. Mr. Kopko seconded. So voted with Mr. Bennett, Mr. Chadwick, Mr. Kopko and Chairman Willauer voting in favor. Ms. Stover was opposed.

Town Administrator's Report

1. Presentation of Public Safety Facility Space Needs Feasibility Study (postponed from February 14, 2007). Town Administrator Libby Gibson provided background information on the public safety facility proposed for 2 Fairgrounds Road. She introduced Fabrizio Caruso of the Maguire Group who presented study highlights. Discussion followed on space needs details of the study. Ms. Gibson reviewed next steps, including engagement of a designer and plans to present an appropriation request for construction at the 2008 Annual Town Meeting. Discussion followed on life cycle costs, timing, and building size and use. Police Chief Bill Pittman emphasized the importance of designing/building a facility that "isn't outgrown as soon as departments move in." Fire Chief Mark McDougall concurred and reviewed the thinking that went into the study.

2. Review of Annual Appointment Procedure. Chairman Willauer reviewed the program as outlined to date. Ms. Stover moved to provide an information link to YACK, a commercial website. Mr. Kopko seconded. So voted with Ms. Stover, Mr. Kopko and Chairman Willauer voting in favor. Mr. Bennett and Mr. Chadwick were opposed. Mr. Kopko reviewed upcoming vacancies. Mr. Bennett moved to provide a link to his personal "blog." Ms. Stover seconded. Mr. Bennett and Ms. Stover voted in favor. Mr. Chadwick, Mr. Kopko and Chairman Willauer voted in opposition. The Board deferred the issue of whether or not to include the Harbor Plan Review and the Town Government Study Committees in the renewal process in consideration of 2007 sunset dates. Ms. Stover moved to endorse the program as presented. Mr. Kopko seconded. So voted with Mr. Bennett and Mr. Chadwick opposed.

Selectmen Goals/Initiatives

1. Follow Up Action/Review Regarding Sewer Advisory Committee Recommendations. Ms. Gibson provided background information and reviewed the Sewer Advisory Committee's December 2006 report and recommendations received since. Mr. Kopko elaborated on the recommendations. Planning Director Andrew Vorce reviewed the draft criteria checklist for sewer district expansion, noting that it applies to areas outside of identified needs areas as specified in the Comprehensive Wastewater Management Plan. Nancy Wheatley, who served on the committee, reviewed reasons behind the criteria in greater detail and stressed the need for objectivity. Resident Terry Kelly spoke against certain criteria sections. Mr. Chadwick expressed concern over criteria in relation to controlling growth without zoning, which he felt would be more appropriate. DPW Director Jeff Willett emphasized the need to take into consideration the treatment facility capacity when adding property to sewer districts. Discussion followed on possible facility expansion as needed and further details of the criteria's point system. Mr. Bennett moved to table the matter until March 21, 2007. Mr. Chadwick seconded. Mr. Kopko, Ms. Stover and Chairman Willauer were opposed. Mr. Kopko moved to adopt the checklist as presented. Ms. Stover seconded. So voted with Mr. Kopko, Ms. Stover and Chairman Willauer voting in favor. Mr. Bennett and Mr. Chadwick were opposed. Chairman Willauer reviewed other items requested by the Sewer Advisory Committee recommendations.

2. Town Government Study Committee: Presentation of Final Report. Committee Chairman Allen Reinhard reviewed his committee's report. The Board accepted the reported via unanimous consent and thanked the committee for its work.

3. Adoption of Selectmen Recommendations to 2007 Annual Town Meeting Warrant Articles. Chairman Willauer noted the status of Board recommendations and reviewed outstanding items. The Board consented to support the Finance Committee motion for Article 24 (Land Bank Financing). The Board consented to provide no comment on Articles 25-27 regarding zoning bylaw amendments and map changes for harbor overlay districts. The Board consented to provide no comment for Article 28 (Zoning Bylaw Amendment/Island Perimeter Restrictions). The Board consented to support the Fin Com motion on Article 41 (Town Sewer District Map Change).

Mr. Kopko moved that Board comment on Article 42 (Town Sewer District Map Change) be delayed pending the outcome of the application of the sewer district criteria checklist to properties

listed in the article. Mr. Bennett seconded. So voted. Mr. Bennett moved to endorse Article 43 (Town Sewer District Map Change). Mr. Kopko seconded. So voted with Mr. Chadwick abstaining.

Article 45 (Town Charter Amendment/Appointments): Mr. Kopko moved to support the Fin Com motion. Mr. Bennett seconded. So voted unanimously.

Article 46 (Town Charter Amendment/Employment): Mr. Kopko moved to support the article. Chairman Willauer seconded. Mr. Kopko voted in favor. Ms. Stover, Mr. Bennett and Mr. Chadwick voted in opposition. Chairman Willauer abstained.

Article 47 (Town Charter Amendment/Planning Board): Mr. Kopko moved to support the article. Chairman Willauer seconded. Mr. Kopko and Chairman Willauer voted in favor. Ms. Stover, Mr. Bennett and Mr. Chadwick voted in opposition. Ms. Stover moved not to have Board of Selectmen comment on the article. Mr. Bennett seconded. So voted unanimously.

Article 48 (Town Charter Amendment/Historic District Commission): Mr. Kopko moved to support the Fin Com motion. Chairman Willauer seconded. Mr. Kopko and Chairman Willauer voted in favor. Ms. Stover, Mr. Bennett and Mr. Chadwick voted in opposition. Ms. Stover moved not to have Board of Selectmen comment on Articles 48 or 49. Mr. Kopko seconded. So voted with Mr. Bennett, Mr. Chadwick, Ms. Stover and Chairman Willauer voting in favor. Mr. Kopko voted in opposition.

Article 50 (Town Charter Amendment/Audit Committee): Mr. Bennett moved to support the Fin Com motion. Mr. Kopko seconded. So voted unanimously.

Article 52 (Bylaw Amendment/Committees): Mr. Kopko moved to support the Fin Com motion. Mr. Bennett seconded. Mr. Kopko and Mr. Chadwick voted in favor. Mr. Bennett, Ms. Stover and Chairman Willauer voted in opposition. Ms. Stover moved that the Board make no comment on Article 52. Mr. Bennett seconded. So voted with Mr. Bennett, Mr. Chadwick, Ms. Stover and Chairman Willauer voting in favor. Mr. Kopko voted in opposition.

Article 53 (Bylaw Amendment/Board of Sewer Commissioners): The Board consented to provide no comment on the article.

Article 59 (Home Rule Petition/Historic District Commission): Mr. Kopko moved to support the article. Chairman Willauer seconded. Mr. Kopko and Chairman Willauer voted in favor. Mr. Bennett, Mr. Chadwick and Ms. Stover voted in opposition.

Article 60 (Home Rule Petition/Land Bank Amendment): Ms. Stover moved to withdraw Board comment. Mr. Bennett seconded. So voted with Mr. Bennett, Mr. Chadwick, Ms. Stover and Chairman Willauer voting in favor. Mr. Kopko voted in opposition.

Article 68 (Real Estate Conveyance): The Board agreed to invite Planning Director Andrew Vorce to provide a proposed amendment for the Annual Town meeting in response to comments made by the Nantucket Land Council.

Selectmen's Reports/Comments

1. Report(s) from Selectmen Representatives to Other Committees/Work Groups. (Tabled until April.)

2. Reconsideration of Change in Traffic Flow on Centre Street Between India Street and Broad Street. Mr. Kopko moved to rescind the Board's February 7, 2007 vote on the one-way traffic flow plan for the downtown core district and to determine whether or not a public hearing is required. There was no second. Mr. Bennett moved to make a revision, omitting the change to the directional flow of traffic on Centre Street pending whether or not a public hearing is required. Ms. Stover seconded. So voted unanimously.

The meeting adjourned at 10:00 PM.

Approved the 4th day of April 2007.